

PHILLIP A. TALBERT
United States Attorney
MATHEW W. PILE, WSBA 32245
Associate General Counsel
Office of Program Litigation, Office 7
Social Security Administration
MARLA K. LETELLIER
Special Assistant United States Attorney
160 Spear Street, Suite 800
San Francisco, California 94105
Telephone: (510) 970-4858
Facsimile: (415) 744-0134
E-Mail: Marla.Letellier@ssa.gov

Attorneys for Defendant

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

BRADEN SCOTT MCDANIEL,)	Case No.: 1:21-cv-00676-SKO
)	
Plaintiff,)	STIPULATION AND ORDER FOR AN
)	EXTENSION OF TIME
vs.)	
)	(Doc. 18)
KILOLO KIJAKAZI, Acting Commissioner of)	
Social Security,)	
)	
Defendant.)	

Pending the Court's approval, the time for Defendant to file her Motion for Summary Judgment is extended thirty (30) days from December 29, 2022, up to and including January 30, 2023. This is the Defendant's first request for an extension on the deadline to file her Motion for Summary Judgment.

Defendant respectfully requests this extension due to workload issues that have been exacerbated due to various personal issues, such as Counsel for Defendant being unexpectedly out of the office after her son fell at school and broke his arm. Counsel is requesting a 30 day extension due to her extremely heavy caseload. For example, Counsel is responsible for drafting dispositive briefs in 18 Federal District Court cases between December 16, 2022 and January 13,

2023. Defendant appreciates Plaintiff's counsel's professional courtesy and apologizes to the Court for the inconvenience.

The parties further stipulate that the Court's Scheduling Order shall be modified accordingly.

Respectfully submitted,

Dated: December 21, 2022

PHILLIP A. TALBERT
United States Attorney

By /s/ Marla K. Letellier
MARLA K. LETELLIER
Special Assistant U.S. Attorney
Attorneys for Defendant

Dated: December 21, 2022

PENA & BROMBERG

By /s/ Jonathan Pena*
(*as authorized via e-mail on December 21, 2022)
JONATHAN PENA
Attorney for Plaintiff

ORDER

Pursuant to the parties' foregoing stipulation (Doc. 18), and for good cause shown,

IT IS ORDERED that Defendant shall have an extension, up to and including January 30, 2023, to file Defendant's Motion for Summary Judgment. All remaining deadlines in the Scheduling Order (Doc. 11) are extended accordingly.

IT IS SO ORDERED.

Dated: **December 21, 2022**

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE